



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

Frank O'Bannon
Governor

Lori F. Kaplan
Commissioner

100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.in.gov/idem

April 22, 2003

RE: **MAC'S CONVENIENCE 019-16914-05191**
TO: Interested Parties / Applicant
FROM: Paul Dubenetzky
Chief, Permits Branch
Office of Air Quality

Notice of Decision - Approval

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to 326 IAC 2, this approval was effective immediately upon submittal of the application.

If you wish to challenge this decision, IC 4-21.5-3-7 requires that you file a petition for administrative review. This petition may include a request for stay of effectiveness and must be submitted to the Office Environmental Adjudication, ISTA Building, 150 W. Market Street, Suite 618, Indianapolis, IN 46204, **within eighteen (18) calendar days from the mailing of this notice**. The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

- (1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
- (2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
- (3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

- (1) the name and address of the person making the request;
- (2) the interest of the person making the request;
- (3) identification of any persons represented by the person making the request;
- (4) the reasons, with particularity, for the request;
- (5) the issues, with particularity, proposed for considerations at any hearing; and
- (6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.

Enclosures

April 22, 2003

Mr. Matt McClure
Mac's Convenience Stores LLC
315 Commons Mall
Columbus, Indiana 47201

Re: 019-10455-05191
Notice-only change to
Registration 019-11678-05191

Dear Mr. McClure

Dairy Mart Convenience Store No. 173 was issued a permit on March 21, 2000 for one (1) portable and one (1) commercial Vacuum truck soil and groundwater remedial system. A letter notifying the Office of Air Quality of a change of ownership of store no. 173 was received on March 19, 2003. Pursuant to the provisions of 326 IAC 2-6.1-6 the permit is hereby revised as follows:

On August 20, 2002, Mac's Convenience Stores LLC purchased Dairy Mart Convenience Store No. 173. Mac's Convenience Stores LLC assumed environmental liability for Registered Construction and Operation Status Permit 019-11678-05191. They will operate under the name of Mac's Convenience Stores LLC (Mac's). Mr. Matt McClure is the Director of Facilities and is the Authorized Individual. Mr. McClure meets the requirements of 326 IAC 2-1.1-1(1) as an authorized individual. The Registration Annual Notification form was changed to reflect the name change and the change in the authorized individual.

All other conditions of the permit shall remain unchanged and in effect. Please attach a copy of this letter and the following revised permit page to the front of the original permit.

This decision is subject to the Indiana Administrative Orders and Procedures Act - IC 4-21.5-3-5. If you have any questions on this matter, please contact Gary Freeman, at (800) 451-6027, press 0 and ask for Gary Freeman or extension 3-5334, or dial (317) 233-5334.

Sincerely,
Original signed by
Paul Dubenetzky, Chief
Permits Branch
Office of Air Quality

PD/gkf

Revised Annual Notification Form

cc: File - Clark County
Clark County Health Department
Air Compliance Section Inspector - Ray Schick
Compliance Data Section - Karen Ampil
Permit Review Section 1 - Gary Freeman
Air Programs - Chet Bohannon